

X13
101:1967
C.2

North Carolina State Library
Raleigh

N. C.
Doc.

THE JUDICIAL DEPARTMENT

STATE OF NORTH CAROLINA



ANNUAL REPORT

OF THE

ADMINISTRATIVE OFFICE OF THE COURTS

1967





ADMINISTRATIVE OFFICE OF THE COURTS

JUSTICE BUILDING
RALEIGH, NORTH CAROLINA

BERT M. MONTAGUE
Director

FRANK W. BULLOCK, JR.
Assistant Director

*To The Honorable, The Chief Justice of
The Supreme Court of North Carolina*

Submitted herewith is the Second Annual Report of the Administrative Officer of the Courts. This Report, prepared pursuant to G. S. 7A-343, relates to the 1967 calendar year.

*Bert M. Montague
Director*

TABLE OF CONTENTS

	Page
Foreword	4
The Supreme Court	8
The Court of Appeals	9
The Courts Commission	10
Judicial Council	10
Conference of Superior Court Judges	9
Superior Court Judges and Judicial Districts	11
Solicitors and Solicitorial Districts	12
District Court Judges and Prosecutors	13
Clerks of Superior Court	14
The Superior Court	16
Civil Dockets	18
Criminal Dockets	22

APPENDIX

I. Structure of The Judicial Department	25
II. Route of Appeals	26
III. The Administrative Office	27
IV. The Superior Court	29
A. Civil Cases Pending, Added and Disposed of	29
B. Utilization of Civil Court Terms	33
C. Criminal Cases Pending, Added and Disposed of	37
D. Utilization of Criminal Court Terms	41
V. The District Court	45
A. Civil Cases Pending, Filed, and Disposed of	45
B. Criminal Cases Pending, Filed, and Disposed of	46
C. Method of Disposition of Civil Cases	47
D. Method of Disposition of Criminal Cases	48
E. Appeals From District Court to Superior Court	49
F. Number of Days District Court was in Session.	50

THE JUDICIAL DEPARTMENT
STATE OF NORTH CAROLINA

ANNUAL REPORT

of the

ADMINISTRATIVE OFFICE OF THE COURTS

1967

FOREWORD

A constitutional amendment adopted in 1962 provided the framework for a unified court system in North Carolina. The 1963 General Assembly created a Courts Commission and charged it with the responsibility of preparing and drafting the legislation necessary for complete implementation of the new Judicial Article. This Commission, composed largely of legislative leaders and under the chairmanship of Senator Lindsay C. Warren, Jr., immediately embarked upon its task. Its major production was recommended legislation which was enacted as "The Judicial Department Act of 1965". This Act prescribed the organizational and operational details of the General Court of Justice and established an Administrative Office of the Courts.

The 1962 Judicial Article provided for an Appellate Division consisting of the Supreme Court, a Superior Court Division and a District Court Division in the General Court of Justice. The 1965 Act provided for gradual implementation of the new court system. The schedule of activation is shown in Appendix I. Because of the increasing burden of appellate work, it became necessary to provide an additional court in the Appellate Division. The Constitution was again amended in 1966 to authorize the new appellate court.

In the trial division of the General Court of Justice, criminal cases are allocated on a jurisdictional basis. There is no jurisdictional division as to civil cases. The District Court Division has exclusive original jurisdiction of misdemeanors. The District Court is the proper division for the trial of civil cases where the amount in controversy is \$5,000 or less. It is also the forum for domestic relations and juvenile cases. No jury is provided in the District Court for criminal trials. Each defendant has the right of appeal to the Superior Court and to trial *de novo*. Jury trial is provided, upon demand, in the District Court in civil matters, and appeal therefrom is to the Court of Appeals.

There will be approximately 105-110 District Court Judges when the establishment of the new system is completed. The judges are elected to four-year terms. A Chief District Judge with very extensive administrative authority is designated in each district by the Chief Justice of the Supreme Court. Specialized judgeships are authorized.

Family counseling services may be provided in any judicial district having a county with a population of 85,000 or more. The clerk of superior court in each county is required to establish and maintain, under the supervision of the Administrative Office of the Courts, an office of consolidated records of all judicial proceedings in the trial division of the General Court of Justice. He retains his former jurisdiction in special proceedings, probate of wills and administration of decedents' estates.

Magistrates, assigned to duty by and closely supervised by the Chief District Judges, are authorized for each county. Their major function will be issuing warrants. They are also empowered to hear

small claims actions, accept guilty pleas in non-traffic misdemeanors for which punishment cannot exceed a fine of \$50 or imprisonment for 30 days, accept waivers of trial and pleas of guilty in minor traffic cases in accordance with a schedule of offenses and fines established by the Chief District Judge, conduct preliminary examinations in misdemeanor cases, grant bail before trial in non-capital cases, and to perform certain ministerial duties formerly authorized for justices of the peace.

When the District Court is established in a county, all previously existing inferior courts, including the justice of the peace courts, are abolished. This change will be completed on December 7, 1970. The operation of the courts has been declared to be a State function. All operating expenses of the Judicial Department will be paid from State funds. The only expenses left upon local governing bodies are those related to furnishing and equipping the courtrooms and related judicial facilities. To aid the counties in meeting this expense, the law provides for a facilities fee to be assessed in the bill of costs in every case processed by the trial division of the General Court of Justice.

The new court system established by the Judicial Department Act of 1965 was instituted in 22 counties on December 5, 1966. The new Court of Appeals authorized by the 1966 constitutional amendment was established by the 1967 General Assembly. Its jurisdiction appears in Appendix II. The Court of Appeals now consists of six judges who sit in panels of three. There is authorization for the appointment of three additional judges in March, 1969. This report relates to the 1967 calendar year, and no detailed statistics on the work of the Court of Appeals are included. It began hearing cases on January 30, 1968, and during the last two weeks of argument of the 1968 Spring Session, heard 95 cases.

It is, perhaps, too early to attempt a statistical demonstration of the operation and effectiveness of the new court system. The impressions we receive from observation, from newspaper coverage, in conferences and correspondence with judges, prosecutors, lawyers, clerks, and the public in general, indicate that the unified system, operating with full-time judges and with uniform jurisdiction, rules and costs, has produced a marked improvement in the administration of justice. A few statistical comparisons might be appropriate.

At the appellate level, we have already noted a sample of the volume of cases being heard by the new Court of Appeals. The relief provided for the Supreme Court came none too soon. During the year, the Supreme Court wrote opinions in 465 cases, the same as the number written during the previous reporting year.

At the trial court level, the evidence indicates that the District Court is fulfilling its purpose. We anticipated from the District Court a relief of the burden on the Superior Court. The statistics demonstrate that such relief has been provided, that the caseload in the Superior Court in those counties where the District Court has been established

has been substantially reduced, and that trial can now be reached more quickly in both trial divisions. One county might be taken as being representative of conditions which prevail in counties where the District Court has been instituted. In Cumberland County there were 271 civil cases filed in the Superior Court during the year as compared with 2,043 filed during the previous reporting year. At the same time, there were 3,079 civil cases filed in Cumberland County in the District Court Division. The District Court was able to dispose of 2,600 of these cases, leaving a small backlog of accumulated cases on the District Court docket. Thus, at the end of the year, there were 523 civil cases pending on the Superior Court docket in Cumberland County as compared with 1,168 at the end of the previous reporting year. Comparable changes are noted in connection with the criminal docket. Only 690 cases were filed in the Superior Court in that county during the year as compared with 1,139 during the previous year. At the end of the year, 201 of these cases were pending as compared with 347 pending at the end of the previous year. The fact that the District Court absorbed most of the criminal caseload is shown by the fact that 24,973 cases of a criminal nature were filed in the District Court in Cumberland County. That court disposed of 25,667 cases, producing a small reduction in the pending caseload.

Reports indicate that litigants and counsel are satisfied with the judges hearing civil matters in the District Court Division. Out of 13,722 civil matters heard in the District Court, jury trial was demanded in only 412 cases. During the first nine months of the year when appeals went from the District Court to the Superior Court, only 37 cases were appealed.

The 1967 General Assembly, in addition to establishing the Court of Appeals and making technical changes in the Judicial Department Act of 1965, enacted several laws which should produce substantial improvements in the administration of justice. A new jury law establishes a jury commission in each county of the State and removes all exemptions from jury service. The system for prosecution of criminal cases was revised. Prosecution districts were made identical with the judicial districts, and the prosecuting offices will be made full-time positions. New rules of civil procedure were adopted, to become effective July 1, 1969. Five additional Superior Court Judgeships were authorized, bringing the total to 48. Those concerned about the justification for the increase and about the efficiency and production of our judges will be interested in a bill enacted by the New York Legislature in May, 1968, creating 125 additional judgeships.

The Courts Commission, under the chairmanship of Senator Ruffin Bailey since June 28, 1968, is still engaged in performing its assigned task. In addition to conducting studies requested by the 1967 General Assembly in areas such as the system for providing representation for indigent defendants and the method of selection of Superior Court Judges, the Commission must establish the manpower structure for the 17 counties which come into the system in 1970 and maintain

a continuing study of the operations of the new system and recommend changes where justification for them appears.

A word of explanation is in order in regard to statistics on the Superior Court. As of the beginning of this reporting year, the clerks of court were required to report all civil cases in which complaint had been filed as opposed to the old method of reporting cases in which issues had been reached. As a result, ten to twelve thousand additional cases were picked up in the reports. Thus, despite the fact that the Superior Court disposed of approximately the same number of cases as were filed, the reported pending caseload increased by more than eleven thousand.

JUSTICES OF THE SUPREME COURT

Chief Justice:

R. Hunt Parker

Associate Justices:

William H. Bobbitt,	I. Beverly Lake,
Carlisle W. Higgins,	Joseph Branch,
Susie Sharp,	J. Frank Huskins.

Emergency Justices:

William B. Rodman, Jr.,
Emery B. Denny,
J. Will Pless, Jr.

The Supreme Court considered 877 cases during 1967. Opinions were written in 465 cases. There were 412 petitions and motions presented and disposed of. Full opinions were written in 340 cases.

SUPREME COURT

Cases Decided By Written Opinions

1957-1967

	<i>Full Opinions</i>	<i>Per Curiam</i>	<i>Total</i>
1957-58	253	74	327
1958-59	257	58	315
1959-60	277	81	358
1960-61	270	77	347
1961-62	262	81	343
1962-63	287	92	379
1963-64	277	142	419
1964-65	304	169	473
1965-66	287	178	465
1967	340	125	465

Of the opinions written during the year, 285 were in civil cases, and 180 were in criminal cases. Criminal appeals increased 13.9% over the 1965-66 court year. Corrective action was taken in 186 cases.

JUDGES OF THE COURT OF APPEALS

Chief Judge:

Raymond B. Mallard

Hugh B. Campbell

David M. Britt

Walter E. Brock

Naomi E. Morris

Frank M. Parker

The Court of Appeals became operational on October 1, 1967.

CONFERENCE OF SUPERIOR COURT JUDGES

President, Judge Walter E. Crissman, High Point

President Elect, Judge W. K. McLean, Asheville

Vice President, John D. McConnell, Southern Pines

Secretary, Judge Eugene Shaw, Greensboro

Additional Executive Committee Members:

Judge Joseph W. Parker, Windsor

Judge E. Maurice Braswell, Fayetteville

THE COURTS COMMISSION

1968

Senator Ruffin Bailey — Chairman Raleigh, North Carolina	Representative Horton Rountree Greenville, North Carolina
Senator J. J. Harrington Lewiston, North Carolina	Mr. J. Eugene Snyder Lexington, North Carolina
Representative Sneed High Fayetteville, North Carolina	Representative Marcus Short Greensboro, North Carolina
Mr. Herbert Hyde Asheville, North Carolina	Mr. H. P. Taylor, Jr. Wadesboro, North Carolina
Mr. Wilbur M. Jolly Louisburg, North Carolina	House Speaker Earl W. Vaughn Draper, North Carolina
Mr. Karl W. McGhee Wilmington, North Carolina	Senator Lindsay C. Warren, Jr. Goldsboro, North Carolina
Judge James B. McMillan Charlotte, North Carolina	Mr. A. A. Zollicoffer, Jr. Henderson, North Carolina
Dean J. D. Phillips Law School, University of North Carolina Chapel Hill, North Carolina	

JUDICIAL COUNCIL

William H. Bobbitt, Senior Associate Justice of the Supreme Court,
Chairman

Sam J. Ervin, III, Resident Judge of the 25th Judicial District,
Morganton

Henry A. McKinnon, Jr., Resident Judge of the 16th Judicial District,
Lumberton

John C. Kesler, Attorney, Salisbury

Millard R. Rich, Jr., Assistant Attorney General, Raleigh

M. G. Boyette, Solicitor, 13th Solicitorial District, Carthage

W. Marion Allen, Past President, N. C. State Bar, Elkin

Bonner D. Sawyer, Past President, N. C. State Bar, Hillsborough

Thomas D. Cooper, Jr., Solicitor, 10A Solicitorial District, Burlington

C. Frank Griffin, Attorney, Monroe

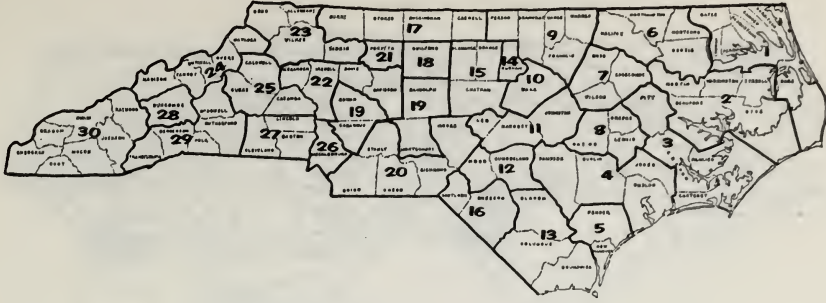
James E. Ramsey, Attorney, Roxboro

Frank H. Watson, Attorney, Spruce Pine

W. E. Timberlake, Attorney, Lumberton

W. D. Sabiston, Jr., Attorney, Carthage

Frank W. Bullock, Jr., Executive Secretary, Raleigh



SUPERIOR COURT JUDGES

By Districts

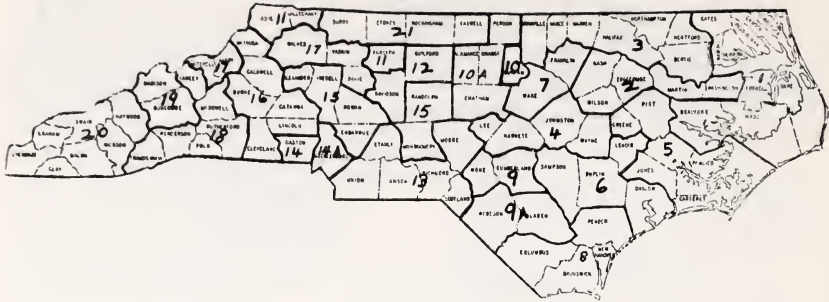
- | | |
|-----------------------------|------------------|
| 1. Walter W. Cohoon | Elizabeth City |
| 2. Elbert S. Peel, Jr. | Williamston |
| 3. William J. Bundy | Greenville |
| 4. Howard H. Hubbard | Clinton |
| 5. Rudolph I. Mintz | Wilmington |
| 6. Joseph W. Parker | Windsor |
| 7. George M. Fountain | Tarboro |
| 8. Albert W. Cowper | Kinston |
| 9. Hamilton H. Hobgood | Louisburg |
| 10. William Y. Bickett | Raleigh |
| 10. James H. Pou Bailey | Benson |
| 11. Harry E. Canaday | Fayetteville |
| 12. E. Maurice Braswell | Fayetteville |
| 12. Coy E. Brewer | Elizabethtown |
| 13. Edward B. Clark | Durham |
| 14. Clarence W. Hall | Burlington |
| 15. Leo Carr | Lumberton |
| 16. Henry A. McKinnon, Jr. | Reidsville |
| 17. Allen H. Gwyn | High Point |
| 18. Walter E. Crissman | Greensboro |
| 18. Eugene G. Shaw | Greensboro |
| 18. James G. Exum, Jr. | Troy |
| 19. Frank M. Armstrong | Spencer |
| 19. Thomas W. Seay, Jr. | Southern Pines |
| 20. John D. McConnell | Winston-Salem |
| 21. Walter E. Johnston, Jr. | Winston-Salem |
| 21. Harvey A. Lupton | Statesville |
| 22. Robert A. Collier, Jr. | North Wilkesboro |
| 23. Robert M. Gambill | Burnsville |
| 24. W. E. Anglin | Morganlon |
| 25. Sam J. Ervin, III | Charlotte |
| 26. Fred H. Hasty | Charlotte |
| 26. Frank W. Snapp, Jr. | Charlotte |
| 26. William T. Grist | Gastonia |
| 27. P. C. Froneberger | Shelby |
| 27. B. T. Falls, Jr. | Asheville |
| 28. W. K. McLean | Asheville |
| 28. Harry C. Martin | Hendersonville |
| 29. J. W. Jackson | Bryson City |
| 30. T. D. Bryson | |

Special Judges

- | | |
|------------------------|--------------|
| Fate J. Beal | Lenoir |
| James C. Bowman | Southport |
| J. William Copeland | Murfreesboro |
| A. Pilston Godwin, Jr. | Raleigh |
| Robert M. Martin | High Point |
| Hubert E. May | Nashville |
| Lacy H. Thornburg | Webster |

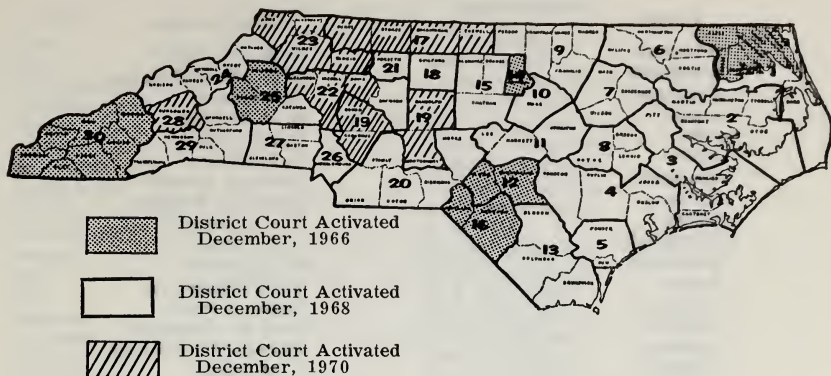
Emergency Judges

- | | |
|-----------------------|------------|
| Walter J. Bone | Nashville |
| W. H. S. Burgwyn | Woodland |
| Zeb V. Nettles | Asheville |
| Hubert E. Olive | Lexington |
| George B. Patton | Franklin |
| F. Donald Phillips | Rockingham |
| Francis O. Clarkson | Charlotte |
| Henry L. Stevens, Jr. | Warsaw |
| Chester R. Morris | Coinjock |



**SOLICITORS OF THE SUPERIOR COURT
BY SOLICITORIAL DISTRICTS**

1. Herbert Small	Elizabeth City
2. Roy R. Holdford, Jr.	Wilson
3. W. H. S. Burgwyn, Jr.	Woodland
4. Archie Taylor	Lillington
5. Luther Hamilton, Jr.	Morehead City
6. Walter T. Britt	Clinton
7. William G. Ransdell, Jr.	Raleigh
8. William A. Cobb	Wrightsville Beach
9. Doran J. Berry	Fayetteville
9a. John B. Regan	St. Pauls
10. Dan K. Edwards	Durham
10a. Thomas D. Cooper, Jr.	Burlington
11. Thomas W. Moore, Jr.	Winston-Salem
12. Charles T. Kivett	Greensboro
13. M. G. Boyette	Carthage
14. Henry M. Whitesides	Gastonia
14a. Elliott M. Schwartz	Charlotte
15. Zeb A. Morris	Concord
16. W. Hampton Childs, Jr.	Lincolnton
17. J. Allie Hayes	N. Wilkesboro
18. Leonard Lowe	Caroleen
19. Clyde M. Roberts	Marshall
20. Marcellus Buchanan, III	Sylva
21. Charles M. Neaves	Elkin



DISTRICT COURT JUDGES AND PROSECUTORS BY DISTRICTS

Judges

* 1. Fentress Horner	Elizabeth City
1. William S. Privott	Edenton
*12. Derb S. Carter	Fayetteville
12. Joseph E. Dupree	Raeford
12. Darius B. Herring, Jr.	Fayetteville
12. George Z. Stuhl	Fayetteville
14. Thomas H. Lee	Durham
*14. E. Lawson Moore	Durham
14. Samuel O. Riley	Durham
16. Samuel E. Britt	Lumberton
*16. Robert F. Floyd	Fairmont
16. John S. Gardner	Lumberton
25. Joe H. Evans	Hickory
25. Keith S. Snyder	Lenoir
*25. Mary G. Whitener	Hickory
*30. F. E. Alley, Jr.	Waynesville
30. Robert J. Leatherwood, III	Bryson City
*Chief District Court Judges	

Prosecutors

1. W. F. Walker, Jr.	Currituck
12. Charles G. Rose, III	Fayetteville
14. J. M. Read, Jr.	Durham
16. Charles G. McLean	Lumberton
25. J. C. Rudisill, Jr.	Newton
30. James H. Howell, Jr.	Waynesville

CLERKS OF SUPERIOR COURT

County	Clerk of Court
Alamance	D. M. McLelland
Alexander	Atwell B. Bumgarner
Alleghany	Glenn Busic
Anson	H. C. Tucker
Ashe	Doris C. Bare
Avery	D. B. Eller
Beaufort	Bessie J. Cherry
Bertie	Robert E. Williford
Bladen	C. C. Campbell
Brunswick	J. E. Brown
Buncombe	R. C. Ratcliff
Burke	T. G. Bumgarner
Cabarrus	Estus B. White
Caldwell	Mary H. Thompson
Camden	Caroline G. Halstead
Carteret	A. H. James
Caswell	G. M. Harris
Catawba	Eunice Mauney
Chatham	J. W. Drake
Cherokee	D. W. Ramsey
Chowan	Lena M. Leary
Clay	Ralph A. Allison
Cleveland	Paul Wilson
Columbus	L. J. Greer
Craven	Dorothy P. Pate
Cumberland	Marion B. Person
Currituck	R. E. Saunders
Dare	C. S. Meekins
Davidson	E. R. Everhart
Davie	Glenn L. Hammer
Duplin	R. V. Wells
Durham	Alton Knight
Edgecombe	Don Gilliam, Jr.
Forsyth	W. E. Church
Franklin	Ralph S. Knott
Gaston	George C. Holland
Gates	S. H. Carter, Jr.
Graham	O. W. Hooper, Jr.
Granville	Mary C. Nelms
Greene	S. T. Barrow
Guilford	J. P. Shore
Halifax	Jacob C. Taylor
Harnett	Elizabeth F. Matthews
Haywood	J. B. Siler
Henderson	J. Seldon Osteen
Hertford	A. W. Greene
Hoke	E. E. Smith
Hyde	Walter A. Credle
Iredell	C. G. Smith
Jackson	Margaret W. Henson
Johnston	James C. Woodard
Jones	Walter P. Henderson
Lee	Sion H. Kelly
Lenoir	J. S. Davis
Lincoln	M. L. Huggins
Macon	A. W. Perry
Madison	C. N. Willis
Martin	L. B. Wynne
McDowell	Robert Jarrett, Sr.
Mecklenburg	J. E. Stukes
Mitchell	Guy Snyder
Montgomery	C. M. Johnson

County	Clerk of Court
Moore	C. M. McLeod
Nash	Ben H. Neville
New Hanover	James G. McKelthan
Northampton	R. J. White, Jr.
Onslow	Everitte Barbee
Orange	Frank S. Frederick
Pamlico	Sadie W. Edwards
Pasquotank	Naomi A. Chesson
Pender	Frances N. Futch
Perquimans	W. J. Ward
Person	Rama J. Williams
Pitt	H. L. Lewis, Jr.
Polk	R. S. McFarland
Randolph	John H. Skeen
Richmond	T. L. Covington
Robeson	Ben G. Floyd
Rockingham	J. Hoyte Stultz, Jr.
Rowan	Frank M. Montgomery
Rutherford	Edgar W. Tanner
Sampson	Charles A. Britt
Scotland	James D. Nance
Stanly	Joe H. Lowder
Stokes	Robert Miller
Surry	Martha O. Comer
Swain	H. H. Sandlin
Transylvania	J. O. Wells
Tyrrell	Melvin Pledger
Union	Ethel M. Gordon
Vance	H. W. Hight
Wake	J. R. Nipper
Warren	Lanie M. Hayes
Washington	Louise S. Allen
Watauga	Orville H. Foster
Wayne	Shelton Jordan
Wilkes	Wayne Yates
Wilson	C. C. Lamm
Yadkin	Lon H. West, Sr.
Yancey	Fred Proffitt

ASSOCIATION OF CLERKS OF SUPERIOR COURT

President	J. W. Drake, Chatham County
1st Vice President	J.B. Siler, Haywood County
2nd Vice President	Ben Neville, Nash County
Treasurer	J. Edward Stukes, Mecklenburg County
Secretary	Institute of Government
Assistant Secretary	Lena M. Leary, Chowan County

THE SUPERIOR COURT

There were 64,722 cases filed in the Superior Court during the 1967 calendar year. This is an increase of 5.1% over the previous year. Dispositions increased 10% over the previous year.

TOTAL CASES ADDED, AND DISPOSED OF
IN THE SUPERIOR COURT

July 1, 1963-December 31, 1967

	Added	
	Disposed of	
7/1/63-6/30/64:		58,135
		54,336
7/1/64-6/30/65:		59,397
		56,922
7/1/65-6/30/66:		61,577
		59,498
1/1/67-12/31/67:		64,722
		65,432
(in thousands) 0 10 20 30 40 50 60		

Cases

The pending caseload was 30% higher on December 31, 1967 than on June 30, 1966, although dispositions exceeded filings during 1967. This is indicative of the tremendous increase in volume of litigation in recent years. The excess of criminal cases filed over criminal cases disposed of during 1967 limited the percentage of total dispositions over total filings to 1.1%.

TOTAL CASES PENDING IN THE SUPERIOR COURT

July 1, 1964-December 31, 1967

7/1/64:	<div style="background-color: black; width: 280px; height: 12px;"></div>	32,327
7/1/65:	<div style="background-color: black; width: 300px; height: 12px;"></div>	35,312
7/1/66:	<div style="background-color: black; width: 330px; height: 12px;"></div>	37,045
12/31/67:	<div style="background-color: black; width: 430px; height: 12px;"></div>	48,495

(in thousands) 0 | 9 | 18 | 27 | 36 | 45 |

Cases

The court schedule was increased by 184 days. There was an increase of 353 days in the amount of court utilized.

UTILIZATION OF SCHEDULED COURT

July 1, 1963-December 31, 1967

	<i>Days Scheduled</i>	<i>Days Held</i>	<i>Percentage</i>
7/1/63-6/30/64	8513	7158½	84.
7/1/64-6/30/65	8724	7155	82.
7/1/65-6/30/66	9129	7462¼	81.7
1/1/67-12/31/67	9313	7815	83.9

CIVIL DOCKETS

There was an increase of 5.1% in civil filings over the previous year. There was an even greater increase in dispositions. This figure increased 17.6% over the previous year and 60% over the 63-64 court year. Civil dispositions exceeded filings during the calendar year 1967 by 2.7%.





CIVIL CASES ADDED, AND DISPOSED OF IN THE SUPERIOR COURT

July 1, 1963-December 31, 1967

	Added	
	Disposed of	
7/1/63-6/30/64:	23,675	
	20,998	
7/1/64-6/30/65:	26,699	
	24,089	
7/1/65-6/30/66:	29,944	
	28,557	
1/1/67-12/31/67:	31,481	
	33,602	
(in thousands) 0 9 18 27 36		

CIVIL CASES PENDING IN THE SUPERIOR COURT

July 1, 1964-December 31, 1967

7/1/64:		22,883
7/1/65:		26,233
7/1/66:		27,187
12/31/67:		36,592
(in thousands) 0 8 16 24 32		

Cases

Six more counties joined the group which has in excess of 500 civil cases pending.

DISTRIBUTION OF PENDING CIVIL CASES AMONG THE COUNTIES

Number of Cases	Less than 50	50-100	101-200	201-500	Over 500
Number of Counties	18	15	15	29	21

DISTRIBUTION OF PENDING CIVIL CASES AMONG THE COUNTIES

In the year ending June 30, 1966, approximately half of the civil business transacted in the Superior Court occurred in the ten counties listed below. 45% of the civil cases pending on that date were in these counties.

	PENDING		ADDED		DISPOSED OF		PENDING	
	7/1/65	1/1/67	1965-6	1967	1965-6	1967	6/30/66	12/31/67
Wake	2,027	1,995	2,010	2,086	2,157	2,265	1,880	1,816
Cumberland	1,431	673	2,043	271	2,306	421	1,168	523
Guilford	1,477	1,617	1,591	1,485	1,421	1,598	1,647	1,504
Durham	853	951	563	237	584	395	832	793
Forsyth	866	1,288	1,735	2,157	1,776	1,835	825	1,610
Columbus	727	965	556	497	397	601	886	861
Mecklenburg	2,668	3,334	4,486	4,876	4,506	4,325	2,648	3,885
Wayne	755	893	334	714	388	974	701	633
Gaston	939	1,106	1,259	1,372	1,251	1,681	947	797
Davidson	645	301	727	488	564	482	808	307

On the basis of statistical information made available to the Administrative Office, the court schedule in the above counties was arranged so as to help reduce the number of cases pending in 8 of the 10 counties by Dec. 31, 1967. The number of cases pending on that date was only 35.9% of the total cases pending in the State. The most significant reduction occurred in Cumberland County where the District Court has been operating since Dec. 1966.

On Dec. 31, 1967, the 10 counties having the largest concentration of cases pending were:

	Pending 1/1/67	Added	Disposed of	Pending 12/31/67	Utilization of Court
Wake	1,995	2,086	2,265	1,816	80.9%
Guilford	1,617	1,485	1,598	1,504	82.3%
Forsyth	1,288	2,157	1,835	1,610	84.4%
Mecklenburg	3,334	4,876	4,325	3,885	86.6%
New Hanover	1,484	1,020	817	1,687	80.9%
Lenoir	1,323	627	797	1,243	85.7%
Harnett	1,859	253	295	1,817	70.5%
Pitt	933	498	575	856	88.9%
Halifax	793	276	255	814	74.3%
Columbus	965	497	601	861	83.6%

The above counties accounted for 44% of the civil cases pending, 44% of the new cases, and 40% of the cases disposed of. In some of the large counties the volume of new cases will always result in a large number of cases pending, and the assumption of a crowded docket and unreasonable delay is not always warranted. In other counties, such as New Hanover, the number of cases pending is steadily increasing, without a corresponding increase in new cases. This has caused some undesirable delay in the disposition of cases. The absence of adequate physical facilities to accommodate the court schedule necessary to handle the volume of business is primarily to blame for the situation.

The 10 counties with the largest volume of new cases filed during 1967 were:

<i>County</i>	<i>New Cases Filed</i>
Mecklenburg	4876
Forsyth	2157
Wake	2086
Guilford	1485
Gaston	1372
New Hanover	1020
Wilkes	897
Wayne	714
Cabarrus	698
Craven	660

Five of these counties are among the top ten counties in number of cases pending.

CRIMINAL DOCKETS

There was a 5.1% increase in criminal cases filed over the previous year. New cases exceeded dispositions by 4.4% during 1967.

CRIMINAL CASES ADDED, AND DISPOSED OF IN THE SUPERIOR COURT

July 1, 1963-December 31, 1967

	Added	
	Disposed of	
7/1/63-6/30/64:	34,460	
		33,338
7/1/64-6/30/65:	32,698	
		32,833
7/1/65-6/30/66:	31,633	
		30,941
1/1/67-12/31/67:	33,241	
		31,830
(in thousands) 0 10.5 21 31.5		

Cases

Dispositions increased 2.9% over the previous year. Still, the number of cases pending December 31, 1967 was 10% above the January 1, 1967 number, and 20.7% above the June 30, 1966 figures. The growing number of cases filed was largely responsible for this.

CRIMINAL CASES PENDING IN THE SUPERIOR COURT

July 1, 1964-December 31, 1967

7/1/64: [REDACTED] 9,444

7/1/65: [REDACTED] 9,079

7/1/66: [REDACTED] 9,858

12/31/67: XXXXXXXXXXXXXXXXXXXX 11,903

(in thousands) 0 | 2 | 4 | 6 | 8 | 10 |

DISTRIBUTION OF PENDING CRIMINAL CASES AMONG THE COUNTIES

In the year ending June 30, 1966, 42% of the total criminal cases pending in the State were in the 9 counties listed below. By December 31, 1967, the cases pending in these counties made up only 29.5% of the total. There was a reduction in the number of cases pending in all but two of the counties.

	FILED		DISPOSED OF		PENDING	
	1966	1967	1966	1967	6/30/66	12/31/67
Cumberland	1,139	690	1,021	929	347	201
Forsyth	1,578	1,159	1,496	1,178	428	190
Durham	1,433	897	1,438	956	398	400
Mecklenburg	2,489	2,715	2,726	2,866	400	594
Wake	1,062	1,382	1,197	1,493	581	415
Guilford	1,872	1,975	1,809	2,073	660	594
Gaston	1,013	964	782	961	408	392
Davidson	506	426	440	477	336	296
Buncombe	1,140	976	930	954	574	429

The 10 counties with the heaviest criminal dockets in 1967 were:

	FILED	DISPOSED OF	PENDING 12/31/67
Mecklenburg	2,715	2,866	594
Guilford	1,975	2,073	594
Wake	1,382	1,493	415
New Hanover	1,271	895	419
Buncombe	976	954	429
Gaston	964	961	392
Durham	897	956	400
Iredell	745	646	334
Catawba	727	699	307
Pitt	555	452	304

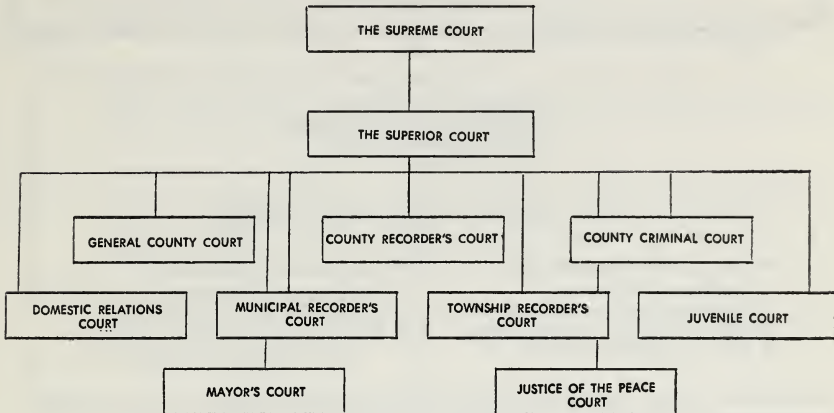
Most of the above counties kept their dockets reasonably current during 1967, the large number of pending cases being attributable to a buildup prior to January 1, 1967 and to the large volume of business in the counties.

This group accounted for 35.2% of the pending cases in the State at the end of the year, 36.7% of the cases filed and 37.7% of the cases disposed of.

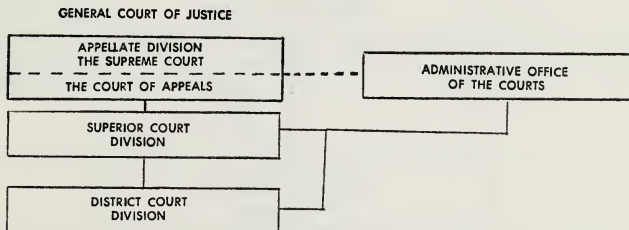
APPENDIX I

STRUCTURE OF THE JUDICIAL DEPARTMENT

I. Prior to the effective date of The Judicial Department Act of 1965:



II. Under The Judicial Department Act of 1965:



This structure is now in effect as to twenty-two counties. The District Court will be activated in sixty-one additional counties on December 2, 1968. On December 7, 1970, the new system will become implemented on a state-wide basis.

GENERAL COURT OF JUSTICE

```

graph TD
    DC["DISTRICT COURT  
(22 counties)"] --> SC["SUPERIOR COURT"]
    SC --> CA["COURT OF APPEALS  
(3 panels—3 judges each)"]
    CA --> SCJ["SUPREME COURT"]
    
    DC -- "All criminal cases for trial de novo" --> SC
    SC -- "All except death and life imprisonment cases**" --> CA
    CA -- "All civil cases on record" --> SCJ
    
    SC -- "Appeals from administrative agencies, except Utilities Comm. and Industrial Comm." --> SCJ
    CA -- "Utilities Comm. Industrial Comm." --> SCJ
    CA -- "Death and life imprisonment cases only" --> SCJ
  
```

SUPREME COURT

I. Appeals as of Right:

1. Constitutional questions;
2. When dissent in Court of Appeals;
3. Utilities Commission general rate-making case.

II. By Certification in Supreme Court's Discretion:

**Before Court of Appeals hearing:*

1. Significant public interest;
2. Legal principles of major significance;
3. Delay would cause substantial harm;
4. Court of Appeals has backlog.

After Court of Appeals hearing:

1. Significant public interest;
2. Legal principles of major significance;
3. Court of Appeals decision in conflict with Supreme Court decision.

COURT OF APPEALS
(3 panels—3 judges each)

Utilities Comm.
Industrial Comm.

Death and life imprisonment cases only

SUPERIOR COURT

All civil cases on record

Appeals from administrative agencies, except Utilities Comm. and Industrial Comm.

DISTRICT COURT
(22 counties)

All criminal cases for trial *de novo*

All except death and life imprisonment cases**

****Post-conviction hearing appeals go to Court of Appeals by writ of certiorari only, and no further.**

APPENDIX III

ADMINISTRATIVE OFFICE OF THE COURTS

G. S. 7A-340. Administrative Office of the Courts; establishment; officers.—There is hereby established a State office to be known as the Administrative Office of the Courts. It shall be supervised by a Director, assisted by an assistant director.

G. S. 7A-343. Duties of Director.—The Director is the Administrative Officer of the Courts, and his duties include the following:

- (1) Collect and compile statistical data and other information on the judicial and financial operation of other offices directly related to and serving the courts;
- (2) Determine the state of the dockets and evaluate the practices and procedures of the courts, and make recommendations concerning the number of judges, solicitors, prosecutors and magistrates required for the efficient administration of justice;
- (3) Prescribe uniform administrative and business methods, systems, forms and records to be used in the offices of the clerks of superior court;
- (4) Prepare and submit budget estimates of State appropriation necessary for the maintenance and operation of the Judicial Department, and authorize expenditures from funds appropriated for these purposes;
- (5) Investigate, make recommendations concerning and assist in the securing of adequate physical accommodations for the General Court of Justice;
- (6) Procure, distribute, exchange, transfer and assign such equipment, books, forms and supplies as are to be acquired with State funds for the General Court of Justice;
- (7) Make recommendations for the improvement of the operations of the Judicial Department;
- (8) Prepare and submit an annual report on the work of the Judicial Department to the Chief Justice, and transmit a copy to each member of the General Assembly;
- (9) Assist the Chief Justice in performing his duties relating to the transfer of district court judges for temporary or specialized duty; and
- (10) Perform such additional duties and exercise such additional powers as may be prescribed by statute or assigned by the Chief Justice.

G. S. 7A-344. Duties of assistant director.—The assistant director is the administrative assistant to the Chief Justice, and his duties include the following;

- (1) Assist the Chief Justice in performing his duties relating to the assignment of superior court judges;
- (2) Assist the Supreme Court in preparing calendars of superior court trial sessions; and
- (3) Performing such additional functions as may be assigned by the Chief Justice or the Director of the Administrative Office.

G. S. 7A-345. Information to be furnished to Administrative Officer.—All judges, solicitors, prosecutors, magistrates, clerks of superior court and other officers or employees of the courts and of offices directly related to and serving the courts shall on request furnish to the Administrative Officer information and statistical data relative to the work of the courts and of such offices and relative to the receipt and expenditure of public moneys for the operation thereof.

APPENDIX IV-A

CIVIL CASES PENDING, ADDED, AND DISPOSED OF IN THE SUPERIOR COURTS BY JUDICIAL DISTRICTS

January 1, 1967-December 31, 1967

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss
<i><u>1ST DISTRICT</u></i>								
Camden	20	6	3	3	3	9	17	— 3
Chowan	45	13	2	11	14	27	31	— 14
Currituck	21	11	5	4	2	11	21	0
Dare	45	7	3	6	8	17	35	— 10
Gates	26	9	0	4	8	12	23	— 3
Pasquotank	139	72	10	42	59	111	100	— 39
Perquimans	52	4	2	5	15	22	34	— 18
Total	348	122	25	75	109	209	261	— 87
<i><u>2ND DISTRICT</u></i>								
Beaufort	399	251	50	325	29	404	246	— 153
Hyde	33	18	3	9	4	16	35	+ 2
Martin	182	226	33	59	98	190	218	+ 36
Washington	65	48	6	24	22	52	61	— 4
Total	679	543	92	417	153	662	560	— 119
<i><u>3RD DISTRICT</u></i>								
Cartert	682	297	12	166	211	389	590	— 92
Craven	506	660	37	312	183	532	634	+ 128
Pitt	933	498	42	286	247	575	856	— 77
Pamlico	59	43	4	9	16	29	73	+ 14
Total	2,180	1,291	95	773	657	1,525	2,153	— 27
<i><u>4TH DISTRICT</u></i>								
Duplin	411	355	14	131	159	304	462	+ 50
Jones	75	63	1	44	16	61	77	+ 2
Onslow	430	439	39	310	252	601	268	— 162
Sampson	338	256	26	172	107	305	289	— 49
Total	1,254	1,113	80	657	534	1,271	1,095	— 159
<i><u>5TH DISTRICT</u></i>								
New Hanover	1,484	1,020	142	317	358	817	1,687	+ 203
Pender	340	209	9	35	89	133	416	+ 76
Total	1,824	1,229	151	352	447	950	2,103	+ 279
<i><u>6TH DISTRICT</u></i>								
Bertie	103	87	7	24	36	67	123	+ 20
Halifax	793	276	20	145	90	255	814	+ 21
Hertford	213	213	21	51	120	192	234	+ 21
Northampton	131	134	21	42	51	114	151	+ 20
Total	1,240	710	69	262	297	628	1,322	+ 82
<i><u>7TH DISTRICT</u></i>								
Nash	368	131	18	66	109	193	306	— 52
Wilson	411	284	26	68	175	269	425	+ 14
Total	779	415	44	134	284	462	731	— 48

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss
<i><u>8TH DISTRICT</u></i>								
Greene	70	57	11	57	30	98	66	— 4
Lenoir	1,323	627	53	367	377	797	1,243	— 80
Wayne	893	714	67	463	444	974	633	— 260
Total	2,286	1,398	131	887	851	1,869	1,942	— 344
<i><u>9TH DISTRICT</u></i>								
Franklin	505	213	11	127	109	247	471	— 34
Granville	132	113	10	53	38	101	144	+ 12
Person	134	170	18	119	30	167	137	+ 3
Vance	155	202	18	87	92	197	160	+ 5
Warren	84	59	7	54	8	69	74	— 10
Total	1,010	757	64	440	277	781	986	— 24
<i><u>10TH DISTRICT</u></i>								
Wake	1,995	2,086	545	739	981	2,265	1,816	— 179
<i><u>11TH DISTRICT</u></i>								
Lee	171	232	24	199	415	638	286	+ 115
Harnett	1,859	253	32	135	128	205	1,817	— 42
Johnston	838	476	31	478	366	875	439	— 399
Total	2,868	961	87	812	909	1,808	2,542	— 326
<i><u>12TH DISTRICT</u></i>								
Cumberland	673	271	28	214	179	421	523	— 150
Hoke	59	18	3	2	22	27	50	— 9
Total	732	289	31	216	201	448	573	— 159
<i><u>13TH DISTRICT</u></i>								
Bladen	281	145	13	22	47	82	344	+ 63
Brunswick	282	190	28	71	46	145	327	+ 45
Columbus	965	497	71	399	131	601	861	— 104
Total	1,528	832	112	492	224	828	1,532	+ 4
<i><u>14TH DISTRICT</u></i>								
Durham	951	237	45	30	320	395	793	— 58
<i><u>15TH DISTRICT</u></i>								
Alamance	649	520	30	32	462	524	645	— 4
Chatham	223	147	23	32	38	93	277	+ 54
Orange	265	296	26	78	107	211	350	+ 85
Total	1,137	963	79	142	607	828	1,272	+ 135
<i><u>16TH DISTRICT</u></i>								
Robeson	505	82	40	116	29	185	402	— 103
Scotland	160	20	3	16	13	32	148	— 12
Total	665	102	47	132	42	217	550	— 115
<i><u>17TH DISTRICT</u></i>								
Caswell	22	58	6	19	35	60	20	— 2
Rockingham	526	509	67	388	123	578	457	— 69
Stokes	75	114	18	32	95	145	44	+ 31
Surry	761	382	30	61	611	702	441	— 320
Total	1,384	1,063	121	500	864	1,485	962	— 422

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss
<u>18TH DISTRICT</u>								
Guilford								
Greensboro	1,224	1,319	185	583	588	1,356	1,174	— 50
High Point	393	272	49	37	156	242	330	— 63
Total	1,617	1,485	234	620	744	1,598	1,504	— 113
<u>19TH DISTRICT</u>								
Cabarrus	656	698	53	312	430	795	559	— 97
Montgomery	53	64	5	32	27	64	53	0
Randolph	484	176	23	68	34	125	535	+ 51
Rowan	404	400	18	207	89	314	490	+ 86
Total	1,597	1,338	99	619	580	1,298	1,637	+ 40
<u>20TH DISTRICT</u>								
Moore	656	269	31	98	84	213	712	+ 56
Anson	234	104	17	45	165	227	111	— 123
Richmond	263	304	41	80	118	239	328	+ 65
Stanly	95	49	3	36	4	43	101	+ 6
Union	186	260	31	84	178	293	153	— 33
Total	1,434	986	123	343	549	1,053	1,405	— 29
<u>21ST DISTRICT</u>								
Forsyth	1,288	2,157	244	971	620	1,835	1,610	+ 322
<u>22ND DISTRICT</u>								
Alexander	51	58	10	31	21	62	47	— 4
Davidson	301	488	84	380	18	482	307	+ 6
Davie	31	124	6	60	46	112	43	+ 12
Iredell	652	614	40	199	284	523	743	+ 91
Total	1,035	1,284	140	673	369	1,182	1,140	+ 105
<u>23RD DISTRICT</u>								
Alleghany	43	56	6	19	57	82	17	— 24
Ashe	27	90	12	33	41	86	31	+ 4
Wilkes	44	897	72	229	405	706	235	+ 191
Yadkin	212	98	14	75	47	136	174	— 38
Total	326	1,141	104	356	550	1,010	459	+ 133
<u>24TH DISTRICT</u>								
Madison	46	51	9	30	17	56	41	— 5
Mitchell	40	47	5	30	26	61	26	— 14
Watauga	41	89	14	36	28	78	52	+ 11
Yancey	105	332	12	54	246	312	125	+ 20
Total	232	519	40	150	317	507	243	+ 11
<u>25TH DISTRICT</u>								
Catawba	356	88	23	107	119	249	195	— 161
Burke	224	89	36	110	128	274	225	+ 1
Caldwell	142	62	11	65	46	122	82	— 60
Total	722	239	70	282	293	645	502	— 220
<u>26TH DISTRICT</u>								
Mecklenburg	3,334	4,876	406	1,098	2,821	4,325	3,885	+ 551

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss
<u>27TH DISTRICT</u>								
Cleveland	301	423	39	163	107	309	415	+ 114
Gaston	1,106	1,372	109	1,025	547	1,681	797	— 309
Lincoln	99	178	15	114	59	188	89	— 10
Total	1,506	1,973	163	1,302	713	2,178	1,301	— 205
<u>28TH DISTRICT</u>								
Buncombe	531	565	89	408	52	549	547	+ 16
<u>29TH DISTRICT</u>								
Henderson	177	61	14	35	25	74	164	— 13
McDowell	143	181	19	83	15	117	207	+ 64
Polk	29	35	1	13	11	25	39	+ 10
Rutherford	74	157	20	140	27	187	93	+ 19
Transylvania	110	108	0	102	46	148	70	— 40
Total	533	542	54	373	124	551	573	+ 40
<u>30TH DISTRICT</u>								
Cherokee	93	88	3	6	67	76	105	+ 12
Clay	0	10	0	0	3	3	7	+ 7
Graham	64	9	1	12	1	14	59	— 5
Haywood	191	116	13	32	67	112	195	+ 4
Jackson	170	20	4	31	25	60	130	— 40
Macon	48	11	2	3	4	9	50	+ 2
Swain	66	11	0	1	29	30	47	— 19
Total	632	265	23	85	196	304	593	— 39
GRAND TOTAL	37,644	31,481	3,607	14,340	15,655	33,602	36,592	—1,052

APPENDIX IV-B

UTILIZATION OF CIVIL COURT TERMS BY JUDICIAL DISTRICTS

1967 Calendar Year

<u>1ST DISTRICT</u>	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Camden	5	5	0
Chowan	8½	7	1½
Currituck	5	2½	2½
Dare	½	½	0
Gates	1	½	½
Pasquotank	25	13½	11½
Perquimans	10	4	6
Total	55	33	22
<u>2ND DISTRICT</u>			
Beaufort	50	46	4
Hyde	4	3½	½
Martin	27½	13½	14
Tyrrell	2	2	0
Washington	15	6	9
Total	98½	71	27½
<u>3RD DISTRICT</u>			
Carteret	45	42	3
Craven	50	32	18
Pamlico	3	1	2
Pitt	36	32½	3½
Total	134	107½	26½
<u>4TH DISTRICT</u>			
Duplin	35	22½	12½
Jones	13	10	3
Onslow	49	37	12
Sampson	46	31½	14½
Total	143	101	42
<u>5TH DISTRICT</u>			
New Hanover	115	93	22
Pender	27	22	5
Total	142	115	27
<u>6TH DISTRICT</u>			
Bertie	17	13	4
Halifax	35	26½	8½
Hertford	16	14	2
Northampton	13	8	5
Total	81	61½	19½

<u>7TH DISTRICT</u>	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Edgecombe	30	24	6
Nash	55	43	12
Wilson	60	47	13
Total	145	114	31
<u>8TH DISTRICT</u>			
Greene	14	9½	4½
Lenoir	77	66	11
Wayne	80	69	11
Total	171	144½	26½
<u>9TH DISTRICT</u>			
Franklin	25	17	8
Granville	16	10	6
Person	25	16½	8½
Vance	23	21	2
Warren	17½	12½	5
Total	106½	77	29½
<u>10TH DISTRICT</u>			
Wake	335	271½	63½
<u>11TH DISTRICT</u>			
Harnett	100	70½	29½
Lee	50	44	6
Johnston	85	61	24
Total	235	175½	59½
<u>12TH DISTRICT</u>			
Cumberland	145	116½	28½
Hoke	7	6	1
Total	152	122½	29½
<u>13TH DISTRICT</u>			
Bladen	15	14	1
Brunswick	50	43½	6½
Columbus	67	56	11
Total	132	113½	18½
<u>14TH DISTRICT</u>			
Durham	140	112	28
<u>15TH DISTRICT</u>			
Alamance	75	61½	13½
Chatham	25	22	3
Orange	50	41	9
Total	150	124	25½

	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
<u>16TH DISTRICT</u>			
Robeson	80	56½	23½
Scotland	15	4	11
Total	95	60½	34½
<u>17TH DISTRICT</u>			
Caswell	10	5½	4½
Rockingham	75	56	19
Stokes	13	11	2
Surry	50	41	9
Total	148	113½	34½
<u>18TH DISTRICT</u>			
Guilford	300	247	53
<u>19TH DISTRICT</u>			
Cabarrus	71	65	6
Montgomery	5	4	1
Randolph	111	91	20
Rowan	45	37	8
Total	232	197	35
<u>20TH DISTRICT</u>			
Anson	35	21	14
Moore	25	19	6
Richmond	60	41	19
Stanly	15	8½	6½
Union	32½	26½	6
Total	167½	116	51½
<u>21ST DISTRICT</u>			
Forsyth	270	228	42
<u>22ND DISTRICT</u>			
Alexander	14	7	7
Davidson	95	94	1
Davie	13	8½	4½
Iredell	40	32½	7½
Total	162	142	20
<u>23RD DISTRICT</u>			
Alleghany	11	6	5
Ashe	10	6	4
Wilkes	55	49	6
Yadkin	12	8	4
Total	88	69	19
<u>24TH DISTRICT</u>			
Avery	11	8	3
Madison	25	19	6
Mitchell	12	6	6
Watauga	10	6	4
Yancey	15	8½	6½
Total	73	47½	25½

<u>25TH DISTRICT</u>	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Burke	30	29	1
Caldwell	40	33	7
Catawba	40	31	9
Total	110	93	17
<u>26TH DISTRICT</u>			
Mecklenburg	580	502	78
<u>27TH DISTRICT</u>			
Cleveland	38	34½	3½
Gaston	200	178	22
Lincoln	21	19	2
Total	259	231½	27½
<u>28TH DISTRICT</u>			
Buncombe	240	215	25
<u>29TH DISTRICT</u>			
Henderson	40	29	11
McDowell	15	11	4
Polk	11	9½	1½
Rutherford	45	29	16
Transylvania	25	17	8
Total	136	95½	40½
<u>30TH DISTRICT</u>			
Cherokee	17	7	10
Clay	2	½	1½
Haywood	30	24	6
Graham	13	8	5
Jackson	16	7½	8½
Macon	10	7½	2½
Swain	5	3	2
Total	93	57½	35½
GRAND TOTAL	5,173½	4,158½	1,014½

APPENDIX IV-C

CRIMINAL CASES PENDING, ADDED, AND DISPOSED OF IN THE SUPERIOR COURTS BY SOLICITORIAL DISTRICTS

January 1, 1967-December 31, 1967

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss	
<u>1ST DISTRICT</u>									
Currituck	19	43	7	17	2	26	36	+	17
Camden	9	13	6	1	4	11	11	—	12
Pasquotank	252	180	27	102	48	177	255	+	3
Gates	18	53	10	20	8	38	33	+	15
Perquimans	57	32	4	12	11	27	62	+	5
Chowan	14	81	17	22	27	60	30	+	16
Dare	29	63	6	30	11	47	42	+	13
Beaufort	111	226	32	128	83	243	94	—	17
Hyde	8	17	2	2	2	6	19	+	11
Total	517	708	111	334	196	641	582	+	65
<u>2ND DISTRICT</u>									
Nash	105	539	25	402	115	542	102	—	3
Wilson	115	623	43	373	182	598	140	+	25
Martin	29	137	17	83	51	151	15	—	14
Washington	7	18	6	8	8	22	3	—	4
Total	256	1,317	91	866	356	1,313	260	+	4
<u>3RD DISTRICT</u>									
Bertie	27	97	7	50	33	90	34	+	7
Halifax	42	226	20	114	98	232	37	—	5
Hertford	45	131	15	83	26	124	52	+	7
Northampton	22	97	18	37	28	83	36	+	14
Vance	102	241	13	156	76	245	98	—	4
Warren	32	81	10	28	21	59	54	+	22
Granville	56	173	8	126	61	195	59	+	3
Total	326	1,046	91	594	343	1,028	370	+	44
<u>4TH DISTRICT</u>									
Lee	45	234	27	91	66	184	95	+	50
Harnett	45	208	16	58	93	167	86	+	41
Johnston	117	362	34	223	172	429	50	—	67
Wayne	144	544	46	317	177	540	148	+	4
Total	351	1,348	123	689	508	1,320	379	+	28
<u>5TH DISTRICT</u>									
Carteret	150	202	15	53	69	137	215	+	65
Craven	285	377	37	169	118	324	266	—	19
Pitt	201	555	45	258	149	452	304	+	103
Greene	42	104	13	52	34	99	43	+	1
Jones	8	55	6	23	14	43	20	+	12
Pamlico	8	43	8	8	7	23	28	+	20
Total	694	1,336	124	563	391	1,078	876	+	182

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss
<u>6TH DISTRICT</u>								
Duplin	48	284	19	205	49	278	59	+ 11
Onslow	66	328	31	188	121	340	64	— 2
Lenoir	161	384	98	170	175	443	102	— 59
Sampson	47	324	31	190	78	299	72	+ 25
Total	322	1,330	179	753	423	1,355	297	— 25

7TH DISTRICT

Wake	526	1,382	251	724	518	1,493	415	— 111
Franklin	69	104	23	72	32	127	46	— 23
Total	595	1,486	274	796	550	1,620	461	— 134

8TH DISTRICT

Brunswick	77	68	13	73	27	113	32	— 45
Columbus	25	273	38	185	39	262	36	+ 11
New Hanover	25	1,271	57	721	117	895	419	+ 394
Pender	34	110	15	47	26	88	56	+ 22
Total	161	1,712	123	1,026	209	1,358	543	+ 382

9TH DISTRICT

Cumberland	440	690	79	465	385	929	201	— 239
Hoke	32	165	28	86	8	122	75	+ 43
Total	472	855	107	551	393	1,051	276	— 196

9TH A DISTRICT

Bladen	36	197	27	42	11	80	153	+ 117
Robeson	99	466	101	259	106	466	99	0
Total	135	663	128	301	117	546	252	+ 117

10TH DISTRICT

Durham	459	897	148	346	362	956	400	— 59
--------	-----	-----	-----	-----	-----	-----	-----	------

10TH A DISTRICT

Alamance	170	469	95	225	125	445	194	+ 24
Chatham	69	141	21	70	34	125	85	+ 16
Person	41	174	27	69	40	136	79	+ 38
Orange	120	319	48	210	109	367	72	— 48
Total	400	1,103	191	574	308	1,073	430	+ 30

11TH DISTRICT

Alleghany	48	131	3	130	23	156	23	— 25
Ashe	67	250	6	177	39	222	95	+ 28
Forsyth	209	1,159	143	581	454	1,178	190	— 19
Total	324	1,540	152	888	516	1,556	308	+ 16

12TH DISTRICT

Davidson	347	426	63	244	170	477	296	— 51
Guilford	692	1,975	277	1,008	988	2,073	594	— 98
Greensboro	292	1,468	156	718	462	1,336	424	+ 132
High Point	400	507	121	290	326	737	170	— 230
Total	1,039	2,401	340	1,252	958	2,550	890	— 149

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss	
<u>13TH DISTRICT</u>									
Moore	79	258	39	129	67	235	102	+	23
Anson	42	89	12	00	28	100	4	—	38
Richmond	77	327	37	244	103	384	20	—	57
Stanly	53	140	10	111	27	148	45	—	8
Union	132	222	31	139	65	237	139	—	13
Scotland	37	193	21	144	6	171	59	+	22
Total	440	1,229	150	827	296	1,273	369	—	71

14TH DISTRICT

Gaston	389	964	191	423	347	961	392	+	3
--------	-----	-----	-----	-----	-----	-----	-----	---	---

14TH A DISTRICT

Mecklenburg	745	2,715	291	1,739	836	2,866	594	—	151
-------------	-----	-------	-----	-------	-----	-------	-----	---	-----

15TH DISTRICT

Rowan	63	599	67	264	112	443	219	+	156
Cabarrus	129	679	56	401	193	650	158	+	29
Randolph	152	323	19	116	114	249	226	+	74
Montgomery	54	83	12	75	16	103	34	—	20
Alexander	29	84	3	55	0	58	55	+	26
Iredell	235	745	70	435	141	646	334	+	99
Total	662	2,513	227	1,346	576	2,149	1,026	+	364

16TH DISTRICT

Catawba	279	727	67	547	85	699	307	+	28
Burke	175	477	34	177	145	356	175	+	0
Caldwell	109	331	31	128	82	241	199	+	90
Cleveland	297	526	78	207	238	523	300	+	3
Lincoln	22	139	8	130	1	139	22	+	0
Watauga	118	625	6	515	1	522	221	+	103
Total	1,000	2,825	224	1,704	552	2,480	1,224	+	224

17TH DISTRICT

Mitchell	56	277	11	142	38	191	142	+	86
Wilkes	48	360	40	231	87	358	50	+	2
Davie	43	97	11	58	25	94	46	+	3
Yadkin	31	74	15	73	5	93	19	—	12
Total	178	808	77	504	155	736	257	+	79

18TH DISTRICT

Henderson	53	152	7	60	25	92	113	+	60
McDowell	97	159	26	81	84	191	65	—	32
Rutherford	45	223	23	96	60	179	89	+	44
Polk	106	218	6	187	44	237	7	—	99
Yancey	22	239	6	170	29	205	56	+	34
Transylvania	101	373	3	246	66	315	159	+	58
Total	424	1,364	71	840	308	1,219	489	+	65

19TH DISTRICT

Buncombe	407	976	93	491	370	954	429	+	22
Madison	48	180	7	101	58	166	62	+	14
Total	455	1,156	100	592	428	1,120	491	+	36

	Pending 1/1/67	Filed	Jury	Disposed of Judge	Other	Total	Pending 12/31/67	Gain or Loss	
<u>20TH DISTRICT</u>									
Clay	1	6	1	0	4	5	2	+	1
Cherokee	21	78	2	21	32	55	44	+	23
Graham	1	6	0	1	1	2	5	+	4
Haywood	128	191	8	118	97	223	96	—	32
Jackson	5	49	0	20	16	36	18	+	13
Macon	4	27	3	18	5	26	5	+	1
Swain	8	45	1	38	4	43	18	+	10
Total	168	402	15	216	159	390	188	+	20
<u>21ST DISTRICT</u>									
Caswell	53	88	6	59	23	88	28	—	25
Rockingham	112	826	8	517	142	667	271	+	159
Stokes	21	101	5	57	16	78	44	+	23
Surry	121	533	20	322	106	448	206	+	85
Total	307	1,523	39	955	287	1,281	549	+	242
<u>GRAND TOTAL</u>									
	10,819	33,241	3,567	18,679	9,584	31,830	11,903	+	1,084

APPENDIX IV-D

UTILIZATION OF CRIMINAL COURT TERMS BY SOLICITORIAL DISTRICTS

1967 Calendar Year

<u>1ST DISTRICT</u>	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Currituck	10	7½	2½
Camden	15	14	1
Pasquotank	30	28½	1½
Gates	9	8½	½
Perquimans	5	5½	½
Chowan	11½	10½	1
Dare	17	15	2
Tyrrell	8	4	4
Hyde	6	4	2
Beaufort	45	44	1
Total	156½	141½	15
<u>2ND DISTRICT</u>			
Edgecombe	45	37	8
Nash	45	38	7
Wilson	60	48	12
Martin	17½	14½	3
Washington	10	7	3
Total	177½	144½	33
<u>3RD DISTRICT</u>			
Bertie	18	17	1
Halifax	30	24½	5½
Hertford	19	16½	2½
Northampton	17	15	2
Vance	20	16½	3½
Warren	15	9	6
Granville	19	16½	2½
Total	138	115	23
<u>4TH DISTRICT</u>			
Harnett	30	23½	6½
Johnston	45	38	7
Lee	25	23	2
Wayne	55	52	3
Total	155	136½	18½
<u>5TH DISTRICT</u>			
Carteret	15	15	0
Craven	45	40	5
Pamlico	12	8	4
Pitt	59	52½	6½
Greene	16	12½	3½
Jones	10	7½	2½
Total	157	135½	21½

6TH DISTRICT

	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Duplin	30	22	8
Onslow	36	32	4
Lenoir	53	46	7
Sampson	34	28	6
Total	153	128	25

7TH DISTRICT

Wake	330	307	23
Franklin	15	14	1
Total	345	321	24

8TH DISTRICT

Brunswick	15	14½	½
Columbus	43	36½	6½
New Hanover	80	73	7
Pender	13	9½	3½
Total	151	133½	17½

9TH DISTRICT

Cumberland	155	147	8
Hoke	23	20	3
Total	178	167	11

9TH A DISTRICT

Bladen	15	14	1
Robeson	85	81	4
Total	100	95	5

10TH DISTRICT

Durham	165	158	7
--------	----------------	----------------	---

10TH A DISTRICT

Alamance	55	51½	½
Chatham	20	17	3
Person	15	10	5
Orange	30	28½	1½
Total	120	110	10

11TH DISTRICT

Alleghany	9	5	4
Ashe	15	11	4
Forsyth	120	111	9
Total	144	127	17

12TH DISTRICT

Davidson	55	51½	3½
Guilford	255	235½	19½
Total	310	287	23

DAYS SCHEDULED DAYS HELD

DAYS UNUSED

13TH DISTRICT

Anson	20	11	9
Moore	25	22	3
Richmond	35	25½	9½
Stanly	15	12	3
Union	22½	21½	1
Scotland	20	19	1
Total	137½	111	26½

14TH DISTRICT

Gaston	190	179	11
--------	----------------	----------------	----

14TH A DISTRICT

Mecklenburg	340	316	24
-------------	----------------	----------------	----

15TH DISTRICT

Rowan	40	31	9
Cabarrus	49	41	8
Randolph	25	20	5
Montgomery	20	10	10
Alexander	6	5	1
Iredell	50	44½	5½
Total	190	151½	38½

16TH DISTRICT

Burke	40	34½	5½
Caldwell	40	37	3
Cleveland	47	45½	1½
Lincoln	14	11	3
Watauga	15	13	2
Catawba	55	54	1
Total	211	195	16

17TH DISTRICT

Avery	14	13	1
Mitchell	13	10	3
Wilkes	40	33	7
Yadkin	23	17	6
Davie	17	13	4
Total	107	86	21

18TH DISTRICT

Yancey	15	12½	2½
McDowell	35	32	3
Rutherford	20	29	1
Polk	14	10½	3½
Henderson	20	15½	4½
Transylvania	19	16	3
Total	133	115½	17½

19TH DISTRICT

Buncombe	150	140½	3½
Madison	25	19	6
Total	175	165½	9½

20TH DISTRICT

	DAYS SCHEDULED	DAYS HELD	DAYS UNUSED
Cherokee	13	6½	6½
Clay	5½	1½	4
Graham	2	1	1
Haywood	30	22	8
Jackson	14	5½	8½
Macon	15	6	9
Swain	15	8	7
Total	94½	50½	44

21ST DISTRICT

Caswell	10	5½	4½
Rockingham	50	43½	6½
Stokes	12	8	4
Surry	40	31	9
Total	112	88	24

GRAND TOTAL

4,140

3,657½

482½

APPENDIX V-A

CIVIL CASES IN DISTRICT COURT

	PENDING 1/1/67	FILED	DISPOSED OF	PENDING 12/31/67
<i><u>FIRST DISTRICT</u></i>				
Camden	2	46	32	16
Chowan	3	120	101	23
Currituck	0	37	32	5
Dare	1	61	46	16
Gates	0	98	83	15
Pasquotank	11	373	313	71
Perquimans	1	53	34	20
Total	18	788	641	166
<i><u>TWELFTH DISTRICT</u></i>				
Cumberland	735	3,079	2,600	1,214
Hoke	73	210	199	84
Total	808	3,289	2,799	1,298
<i><u>FOURTEENTH DISTRICT</u></i>				
Durham	1,561	4,387	4,758	1,190
<i><u>SIXTEENTH DISTRICT</u></i>				
Robeson	46	1,927	1,242	731
Scotland	151	430	338	252
Total	197	2,357	1,580	983
<i><u>TWENTY-FIFTH DISTRICT</u></i>				
Burke	17	803	550	270
Caldwell	21	1,229	819	431
Catawba	46	2,067	1,716	397
Total	74	4,099	3,085	1,098
<i><u>THIRTIETH DISTRICT</u></i>				
Cherokee	0	201	128	73
Clay	4	29	17	16
Graham	2	45	20	27
Haywood	13	579	504	88
Jackson	5	166	56	115
Macon	7	83	51	40
Swain	1	113	83	31
Total	32	1,216	859	390
GRAND TOTAL	2,690	16,136	13,722	5,125

APPENDIX V-B

CRIMINAL CASES IN DISTRICT COURT

	PENDING 1/1/67	FILED	DISPOSED OF	PENDING 12/31/67
<u>FIRST DISTRICT</u>				
Camden	9	404	376	37
Chowan	46	1,310	1,255	101
Currituck	12	464	469	7
Dare	33	1,089	1,095	27
Gates	31	763	776	18
Pasquotank	42	1,786	1,737	91
Perquimans	39	951	919	71
Total	212	6,767	6,627	352
<u>TWELFTH DISTRICT</u>				
Cumberland	1,911	24,973	25,667	1,217
Hoke	46	2,352	2,249	149
Total	1,957	27,325	27,916	1,366
<u>FOURTEENTH DISTRICT</u>				
Durham	103	18,509	17,902	707
<u>SIXTEENTH DISTRICT</u>				
Robeson	567	11,654	11,252	969
Scotland	186	3,250	3,234	202
Total	753	14,904	14,486	1,171
<u>TWENTY-FIFTH DISTRICT</u>				
Burke	133	6,939	6,952	296
Caldwell	247	6,887	6,206	946
Catawba	172	14,209	10,645	3,736
Total	552	28,035	23,803	4,978
<u>THIRTIETH DISTRICT</u>				
Cherokee	58	1,587	1,588	57
Clay	63	349	386	26
Graham	36	641	618	59
Haywood	24	4,660	4,399	285
Jackson	107	1,579	1,610	76
Macon	104	1,094	1,149	49
Swain	73	1,071	1,204	40
Total	465	10,981	10,954	592
GRAND TOTAL	4,042	106,521	101,688	9,166

APPENDIX V-C

DISPOSITION OF CIVIL CASES BY COUNTIES IN DISTRICT COURT

	By Jury	By Judge	Magistrate	Other	Total
Camden	1	6	19	6	32
Chowan	5	22	56	18	101
Currituck	2	2	17	11	32
Dare	7	10	24	5	46
Gates	0	8	68	7	83
Pasquotank	18	101	133	61	313
Perquimans	5	8	13	8	34
	<hr/> 38	<hr/> 157	<hr/> 330	<hr/> 116	<hr/> 641
Cumberland	113	1,063	1,064	360	2,600
Hoke	5	95	65	34	199
	<hr/> 118	<hr/> 1,158	<hr/> 1,129	<hr/> 394	<hr/> 2,799
Durham	114	705	3,467	472	4,758
Robeson	23	273	677	269	1,242
Scotland	8	95	160	75	338
	<hr/> 31	<hr/> 368	<hr/> 837	<hr/> 344	<hr/> 1,580
Burke	9	216	267	58	550
Caldwell	22	136	621	40	819
Catawba	43	506	919	248	1,716
	<hr/> 74	<hr/> 858	<hr/> 1,807	<hr/> 346	<hr/> 3,085
Cherokee	5	42	39	42	128
Clay	2	3	11	1	17
Graham	5	13	2	0	20
Haywood	19	107	325	53	504
Jackson	3	28	25	0	56
Macon	3	22	15	11	51
Swain	0	48	20	15	83
	<hr/> 37	<hr/> 263	<hr/> 437	<hr/> 122	<hr/> 859
GRAND TOTAL	<hr/> 412	<hr/> 3,509	<hr/> 8,007	<hr/> 1,794	<hr/> 13,722

APPENDIX V-D

DISPOSITION OF CRIMINAL CASES BY COUNTIES IN DISTRICT COURT

	Judge	Plea	Waiver	Prelim. Hearing	Other	Total
Camden	90	132	140	1	13	376
Chowan	211	410	477	64	93	1,255
Currituck	152	83	182	17	35	469
Dare	120	447	427	41	60	1,095
Gates	199	144	448	16	49	856
Pasquotank	292	505	622	163	155	1,737
Perquimans	152	144	578	6	39	919
	<hr/> 1,216	<hr/> 1,865	<hr/> 2,874	<hr/> 308	<hr/> 444	<hr/> 6,707
Cumberland	3,079	11,296	6,018	89	5,185	25,667
Hoke	340	1,034	570	59	246	2,249
	<hr/> 3,419	<hr/> 12,330	<hr/> 6,588	<hr/> 148	<hr/> 5,431	<hr/> 27,916
Durham	2,769	7,216	6,000	337	1,580	17,902
Robeson	1,155	5,471	2,593	203	1,830	11,252
Scotland	710	1,455	695	143	231	3,234
	<hr/> 1,865	<hr/> 6,926	<hr/> 3,288	<hr/> 346	<hr/> 2,061	<hr/> 14,486
Burke	1,126	2,042	3,014	336	433	6,951
Caldwell	644	3,024	1,825	309	386	6,188
Catawba	1,166	5,053	3,231	198	997	10,645
	<hr/> 2,936	<hr/> 10,119	<hr/> 8,070	<hr/> 843	<hr/> 1,816	<hr/> 23,784
Cherokee	593	460	432	32	67	1,584
Clay	194	90	95	3	4	386
Graham	161	77	367	12	1	618
Haywood	536	1,750	1,684	89	340	4,399
Jackson	115	312	512	32	639	1,610
Macon	181	174	500	12	282	1,149
Swain	244	763	80	40	77	1,204
	<hr/> 2,024	<hr/> 3,626	<hr/> 3,670	<hr/> 220	<hr/> 1,410	<hr/> 10,950
GRAND TOTAL	<hr/> 14,229	<hr/> 42,082	<hr/> 30,490	<hr/> 2,202	<hr/> 12,742	<hr/> 101,745

APPENDIX V-E

APPEALS FROM DISTRICT COURT TO SUPERIOR COURT—1967

	CIVIL	CRIMINAL
<u>FIRST DISTRICT</u>		
Camden	1	11
Chowan	0	45
Currituck	0	37
Dare	0	60
Gates	1	30
Pasquotank	1	177
Perquimans	0	28
Total	3	388
<u>TWELFTH DISTRICT</u>		
Cumberland	0	488
Hoke	1	96
Total	1	584
<u>FOURTEENTH DISTRICT</u>		
Durham	21	782
<u>SIXTEENTH DISTRICT</u>		
Robeson	2	207
Scotland	0	175
Total	2	382
<u>TWENTY-FIFTH DISTRICT</u>		
Burke	0	276
Caldwell	1	219
Catawba	4	528
Total	5	1,023
<u>THIRTIETH DISTRICT</u>		
Cherokee	2	25
Clay	0	3
Graham	0	5
Haywood	3	91
Jackson	0	16
Macon	0	12
Swain	0	7
Total	5	159

APPENDIX V-F

NUMBER OF DAYS AND HALF DAYS DISTRICT COURT WAS IN SESSION—1967

FIRST DISTRICT

SEAT	CIVIL	CRIMINAL
Manteo	5½	37
Gatesville	4½	19½
Edenton	7	45
Hertford	4	41
Camden	2½	13
Elizabeth City	13	60
Currituck	7	22
	<hr/> 43½	<hr/> 237½

TWELFTH DISTRICT

Fayetteville	263½	406½
Raeford	30	36½
	<hr/> 293½	<hr/> 443

FOURTEENTH DISTRICT

Durham	344	393
--------	-----	-----

SIXTEENTH DISTRICT

Lumberton	134½	146½
Maxton	0	44½
St. Pauls	0	46
Red Springs	1	42½
Rowland	0	28
Fairmont	1½	47
Laurinburg	37	79
	<hr/> 174	<hr/> 433½

TWENTY-FIFTH DISTRICT

Hickory	38	135½
Newton	52	104
Morganton	47½	104
Lenoir	38½	99
	<hr/> 176	<hr/> 442½

THIRTIETH DISTRICT

Waynesville	29	72½
Sylva	1	33½
Bryson City	1	24
Franklin	2	27½
Murphy	1	31
Robbinsville	1½	22½
Hayesville	0	20
Canton	0	24
	<hr/> 35½	<hr/> 255

STATE LIBRARY OF NORTH CAROLINA



3 3091 00748 3266

